

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON

EVANS FRUIT CO., INC., a	)	
Washington Corporation, and	)	
ONEONTA TRADING	)	NO. CV-05-3080-LRS
CORPORATION, a Washington	)	
corporation,	)	<b>ORDER OF DISMISSAL</b>
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
BEST FRESH, L.L.C., a	)	
Washington Limited Liability	)	
Company, and JACKIE DEANE,	)	
an individual,	)	
	)	
Defendants.	)	
	)	
	)	

Pursuant to Federal Rules of Civil Procedure 41(a)(1), the plaintiffs Evans Fruit Co., Inc. And Oneonta Trading Corporation filed a "Notice of Voluntary Dismissal Without Prejudice," Ct. Rec. 16, requesting that the action be dismissed in its entirety, without prejudice. Accordingly,

**IT IS ORDERED** that the above-titled case be dismissed without prejudice and the file be closed in this matter.

**IT IS SO ORDERED.**

The District Court Executive is directed to file this Order and provide copies to counsel.

DATED this 27th day of April, 2009.

***s/Lonny R. Suko***

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LONNY R. SUKO  
United States District Judge